

**TRANSMITTAL LETTER TO THE UNITED STATES
DESIGNATED/ELECTED OFFICE (DO/EO/US)
CONCERNING A FILING UNDER 35 U.S.C. §371**

INTERNATIONAL APPLICATION NO.
PCT/EP2004/012157

INTERNATIONAL FILING DATE
October 27, 2004

U.S. APPLICATION NO. (If known, see 37 CFR §1.5)

10/578125

PRIORITY DATE CLAIMED
November 3, 2003

TITLE OF INVENTION

Hybrid optical data carrier having a modified CD layer

APPLICANT(S) FOR DO/EO/US

SCHREIBER, Stefan

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. This is a **FIRST** submission of items concerning a filing under 35 U.S.C. §371.
2. This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. §371.
3. This express request to begin national examination procedures (35 U.S.C. §371(f)) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. §371(b) and PCT Articles 22 and 39(1).
4. A proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date.
5. A copy of the International Application as filed (35 U.S.C. §371(c)(2))
 - a. is transmitted herewith (required only if not transmitted by the International Bureau).
 - b. has been transmitted by the International Bureau.
 - c. is not required, as the application was filed in the United States Receiving Office (RO/US)
6. A translation of the International Application into English (35 U.S.C. §371(c)(2))
7. Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. §371(c)(3))
 - a. are transmitted herewith (required only if not transmitted by the International Bureau).
 - b. have been transmitted by the International Bureau.
 - c. have not been made; however, the time limit for making such amendments has NOT expired.
 - d. have not been made and will not be made.
8. A translation of the amendments to the claims under PCT Article 19 (35 U.S.C. §371(c)(3)).
9. An oath or declaration of the inventor(s) (35 U.S.C. §371(c)(4)).
10. A copy of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. §371(c)(5)).

Items 11. to 16. below concern document(s) or information included:

11. An Information Disclosure Statement under 37 CFR §1.97 and §1.98.
12. An assignment document for recording. A separate cover sheet in compliance with 37 CFR §3.28 and §3.31 is included.
13. A **FIRST** preliminary amendment.
 A **SECOND** or **SUBSEQUENT** preliminary amendment.
14. A substitute specification.
15. A change of power of attorney and/or address letter.
16. Other items or information:
 Return receipt postcard
 Application Data Sheet
 Fee: \$541.00

U.S. APPLICATION NO. (If known, see 37 CFR 1.5)	INTERNATIONAL APPLICATION NO.				ATTORNEY'S DOCKET NUMBER	
107578125				8050-0016		
17. <input checked="" type="checkbox"/> The following fees are submitted: BASIC NATIONAL FEE (37 CFR §1.492(a)(1)-(5)): Neither international preliminary examination fee (37 CFR §1.482) nor international search fee (37 CFR §1.445(a)(2)) paid to USPTO and International Search Report not prepared by the EPO or JPO.....\$1080.00				CALCULATIONS PTO USE ONLY		
International preliminary examination fee (37 CFR §1.482) not paid to USPTO but International Search Report prepared by the EPO or JPO.....\$920.00						
International preliminary examination fee (37 CFR §1.482) not paid to USPTO but international search fee (37 CFR §1.445(a)(2)) paid to USPTO.... \$770.00						
International preliminary examination fee paid to USPTO (37 CFR §1.482) but all claims did not satisfy provisions of PCT Article 33(1)-(4) \$730.00						
International preliminary examination fee paid to USPTO (37 CFR §1.482) and all claims satisfied provisions of PCT Article 33(1)-(4) \$100.00				\$920.00		
ENTER APPROPRIATE BASIC FEE AMOUNT =						
Surcharge of \$130.00 for furnishing the oath or declaration later than [] 20 [] 30 months from the earliest claimed priority date (37 CFR §1.492(e)).				\$		
CLAIMS	NUMBER FILED		NUMBER EXTRA	RATE		
Total claims	29	-20 =	9	X \$18.00	\$ 162.00	
Independent claims	2	-3 =	0	X \$86.00	\$ 0.00	
MULTIPLE DEPENDENT CLAIM(S) (if applicable)				\$290.00	\$ 0.00	
TOTAL OF ABOVE CALCULATIONS =				\$1082.00		
Reduction by 1/2 for filing by small entity, if applicable.				-\$541.00		
SUBTOTAL =				\$541.00		
Processing fee of \$130.00 for furnishing the English translation later than [] 20 [] 30 months from the earliest claimed priority date (37 CFR 1.429(f)).				\$		
TOTAL NATIONAL FEE =				\$541.00		
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property.				\$0.00		
TOTAL FEES ENCLOSED =				\$541.00		
				Amount to be refunded:	\$	
				Charged	\$	
<p>a. <input checked="" type="checkbox"/> A check in the amount of <u>\$ 541.00</u> to cover the above fees is enclosed.</p> <p>b. <input type="checkbox"/> Please charge my Deposit Account No. <u>50-2884</u> in the amount of \$ _____ to cover the above fees. A duplicate copy of this sheet is enclosed.</p> <p>c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. <u>50-2884</u>. A duplicate copy of this sheet is enclosed.</p>						
<p>NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR §1.137(a) or (b)) must be filed and granted to restore the application to pending status.</p>						
SEND ALL CORRESPONDENCE TO: Robert J. Sacco, Tel: (561) 626-2222			Robert J. Sacco NAME  SIGNATURE 35,667 REGISTRATION NUMBER			
Customer Number 39207						